

APPENDIX A

**ACT NO. 584,
LOUISIANA LEGISLATIVE REGULAR SESSION 2004**

Regular Session, 2004

ACT No. 584

HOUSE BILL NO. 377

BY REPRESENTATIVE DAMICO

1 AN ACT

2 To amend and reenact R.S. 30:2054(B)(8) and R.S. 32:1306(C)(3), relative to motor vehicle
3 emissions inspections; to provide for the powers and duties of the secretary of the
4 Department of Environmental Quality; to provide for fees for vehicle inspections; to
5 provide for disposition of funds; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 30:2054(B)(8) is hereby amended and reenacted to read as follows:

8 §2054. Air quality control; secretary of environmental quality; powers and duties

9 * * *

10 B. The secretary shall have the following powers and duties:

11 * * *

12 (8) To establish and implement a program for the control and abatement of
13 motor vehicle emissions in accordance with R.S. 30:2060 and other applicable state
14 and federal laws, particularly the Clean Air Act as amended, but not to exceed the
15 requirements provided in such Act unless specifically authorized. Such program
16 shall be applicable only in parishes and municipalities that have been placed on the
17 nonattainment list for ozone standards and classified as "serious" or worse by the

1 United States Environmental Protection Agency as of June 30, 1999. If such
2 program includes the periodic inspection of motor vehicles, the frequency of
3 performing such inspections shall be as allowed by federal law or regulations or by
4 agreements with federal agencies. During each calendar year, the secretary may
5 exempt vehicles of that model year and vehicles from prior model years from
6 on-board diagnostic (OBD II) testing. The fees due the department for this program
7 pursuant to R.S. 32:1306(C)(3) shall be deposited into the Environmental Trust Fund.
8 The inspection and maintenance of motor vehicles as required by this Paragraph shall
9 begin on January 1, 2000.

10 * * *

11 Section 2. R.S. 32:1306(C)(3) is hereby amended and reenacted to read as follows:

12 §1306. Operation of official inspection stations

13 * * *

14 C.

15 * * *

16 (3)(a) For parishes and municipalities that have been placed on the
17 nonattainment list for ozone standards and classified as "serious" or worse by the
18 United States Environmental Protection Agency ~~as of June 30, 1999~~, an additional
19 ~~three dollars~~ eight dollars shall be charged for each inspection ~~between July 1, 1999~~
20 ~~and that includes the performance of the inspection and maintenance (I/M) program~~
21 ~~pursuant to the provisions of R.S. 30:2054(B)(8) for 1980 or newer model year motor~~
22 ~~vehicles. December 31, 1999. Between July 1, 1999 and December 31, 1999, the~~
23 ~~The motor vehicle inspection station shall retain the entire three~~ six dollars of the
24 additional charge for implementation and performance of the ~~automobile inspection~~
25 ~~and maintenance program (I/M) established pursuant to the provisions of R.S.~~
26 ~~30:2054(B)(8). I/M program. In the affected parishes, the motor vehicle inspection~~
27 ~~stations that perform inspection and maintenance requirements shall begin collecting~~
28 ~~the additional three dollar fee on July 1, 1999, to cover the costs of purchasing new~~
29 ~~equipment and additional labor required by the I/M program.~~

